



PUBLIC NOTICE

Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

News Media Information 202 14180500
Faxan-Demand 202 / 418-2830
TTY 202 / 418-2555
Internet <http://www.fcc.gov>
<ftp.fcc.gov>

MAILED

MAY 22 2007

SECRET FILE COPY 05/18/07

FCC MAIL ROOM

DA 07-2106
May 18, 2007

COMMENTS INVITED ON APPLICATION OF TIME WARNER CABLE INFORMATION SERVICES (TEXAS), LP. D/B/A TIME WARNER CABLE TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES

WC Docket No. 07-105
Comp. Pol. File No. 795

Comments Due: June 4, 2007

Section 214 Application

Applicant: Time Warner Cable Information Services (Texas), LP. d/b/a Time Warner Cable

On April 18, 2007, Time Warner Cable Information Services (Texas), L.P. d/b/a Time Warner Cable (Time Warner Cable or Applicant), located at 290 Harbor Drive, Stamford, CT 06902, filed an application with the Federal Communications Commission (FCC or Commission) requesting authority, under section 214 of the Communications Act of 1934, as amended, 47 U.S.C. § 214, and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue the provision of certain domestic telecommunications services to customers in Garland, Texas.¹

Time Warner Cable indicates that it currently provides circuit-switched local exchange and toll services to residential customers in Garland, Texas. Time Warner Cable states that it plans to discontinue these services to approximately 5,112 customers in the Garland, Texas area on or after June 20, 2007. However, Time Warner Cable indicates that it intends to offer alternative packet-switched services, and that there are other local service providers offering service in the area. Time Warner Cable represents that it provided notice to all affected customers in accordance with section 63.71 of the Commission's rules on April 12, 2007. Time Warner Cable further represents that follow-up notices will be sent to customers before the final date for termination of these services. Finally, Time Warner Cable asserts that it is nondominant with respect to the services it proposes to discontinue.

In accordance with section 63.71(c) of the Commission's rules, Time Warner Cable's application will be deemed to be granted automatically on the thirty-first (31st) day after the release date of this public notice, unless the Commission notifies Time Warner Cable that the grant will not be automatically effective. In Time Warner Cable's application, Time Warner Cable indicates that it anticipates discontinuing service on or after June 20, 2007. Accordingly, pursuant to section 63.71(c) and the terms of Time Warner Cable's application, absent further Commission action, Time Warner Cable may

¹ This application was subsequently received in the Competition Policy Division of the Wireline Competition Bureau on May 16, 2007.

terminate service to affected customers in Garland, Texas on **June 20, 2007**. The Commission normally will authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute ~~from~~ another carrier, or that ~~the~~ public convenience and necessity would be otherwise **adversely affected**.

This proceeding is considered a “~~permit but disclose~~” proceeding for purposes of the Commission’s **ex parte** rules, 47 C.F.R. §§ 1.1200-1.1216. Comments objecting to this application must be filed with the Commission on or before June **4, 2007**. Such comments should refer to WC Docket **No. 07-105 and Comp. Pol. File No. 795**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. Comments may be filed using the Commission’s Electronic Comment Filing System (ECFS) or by filing paper copies. *See Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998). Comments filed through the ECFS can be sent **as** an electronic file via the Internet to <http://www.fcc.gov/cgb/ecfs/>. Filers should follow the instructions provided **on** the website for submitting comments. Generally, only one copy of an electronic submission must be filed. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To **get** filing instructions for e-mail comments, filers should send an e-mail to ecfs@fcc.gov, and include the following words in the body of the message, “get form.” A sample form and directions will be sent in response.

Parties who choose to file by paper must send an original and four (4) copies of the comments to the Office of the Secretary, Federal Communications Commission, **445** 12th Street, S.W., Room TW-A325, Washington, D.C. 20554. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission’s Secretary, Office of the Secretary, Federal Communications Commission. The Commission’s contractor will receive hand-delivered or messenger-delivered paper filings for the Commission’s Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location **are** 8:00 a.m. to **700** p.m. All hand deliveries must be held together with rubber bands or fasteners. **Any** envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express, and Priority mail should be addressed to **445** 12th Street, S.W., Washington, D.C. 20554.

Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, **445** 12th Street, S.W., Room 5-C327, Washington, D.C. 20554, Attention: Carmell Weathers. **In** addition, comments should be served upon the Applicant. Commenters **are** also requested **to** fax their comments **to** the FCC at (202) 418-2345, Attention: Carmell Weathers.

The application will be available for public inspection and copying during regular business hours at the FCC Reference Center, Portals II, **445** 12th Street, S.W., Room CY-A257, Washington, D.C. 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission’s duplicating contractor, Best Copy and Printing, Inc., **445** 12th Street, S.W., **Room** CY-B402, Washington, D.C. 20554, telephone (202) 488-5300, facsimile (202) 488-5563, or via e-mail at FCCk3BCPIWEB.COM. People with Disabilities: To request materials in accessible formats for people

with disabilities (Braille, large print, electronic files, **audio** format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 [voice], (202) 418-0432 (TTY).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), carmell.weathers@fcc.gov, or Rodney McDonald, (202) 418-7513 (voice), rodnev.mcdonald@fcc.gov of the Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding section 214 please visit http://www.fcc.gov/wcb/cpd/other_adjud.

-FEDERAL COMMUNICATIONS COMMISSION-